

THURSDAY, MAY 9, 1985

FORTY-SIXTH LEGISLATIVE DAY

The House met at 11:00 a.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Reverend Jerry Oakley, Springfield Baptist Church, Springfield Tennessee.

Representative Davidson led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 95

Representatives present were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

- EXPLANATION OF ABSENCE

Dear Mr. Speaker:

This is to request permission to be absent from the legislative

session on this date so that I may attend a meeting of the State-Federal Assembly of the National Conference of State Legislatures.

I would like to point out that I attended the Calendar and Rules Committee meeting at 8:00 a.m. this morning and also conducted the Finance, Ways and Means Committee meeting in which we moved out 202 amendments to the Appropriations Bill. We are now ready to complete our work.

I request that this letter be spread upon the Journal.

John T. Bragg

The Speaker announced that Representative Bragg was excused because of legislative business.

The Speaker announced that Representative Starnes was excused because of legislative business.

Mr. Crain moved that the rules be suspended for the purpose of introducing House Resolution No. 35 out of order, which motion prevailed.

House Resolution No. 35--Relative to welcoming Alex Haley, Jr. to General Assembly--By Crain.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Crain, the resolution was adopted.

A motion to reconsider was tabled.

RECESS

On motion of Mr. Crain, the House recessed to hear remarks by Mr. Alex Haley, Jr.

The recess having expired, the House was called to order by Mr. Speaker McWherter.

On motion, the roll call was dispensed with.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 134, 195, 481, 540, 966, 1091 and 1094; and House Joint Resolutions Nos. 124,

285, 286 and 320; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 435 and 528; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 14, 25, 98, 175, 176, 228, 264, 384, 631, 632, 712, 867, 912, 933 and 1014; also, Senate Joint Resolutions Nos. 31, 81, 95, 122, 123, 124, 125, 128, 129 and 131; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 435 and 528; Senate Bills Nos. 14, 25, 98, 175, 176, 228, 264, 384, 631, 632, 712, 867, 912, 933 and 1014; and Senate Joint Resolutions Nos. 31, 81, 95, 122, 123, 124, 125, 128, 129 and 131.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

1098--To amend Charter, Decherd; substituted for Senate Bill on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No.:

319--Relative to honoring Historic Nashville; concurred in by the

Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 1089 and 1097; both signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 145; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Joint Resolution No. 145.

CALENDAR

House Bill No. 57--To make certain provision for board of medical examiners.

On motion, House Bill No. 57 was made to conform with Senate Bill No. 419.

On motion, Senate Bill No. 419, on same subject, was substituted for House Bill No. 57.

Mr. Murphy moved that Senate Bill No. 419 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Coke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington),

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Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker McWherter--92.

A motion to reconsider was tabled.

Senate Bill No. 516--To make provisions, Workers' Compensation self-insurers.

Mr. Wheeler moved that Senate Bill No. 516 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

House Bill No. 989--To make certain provision, taxation of wine.

On motion, House Bill No. 989 was made to conform with Senate Bill No. 792.

On motion, Senate Bill No. 792, on same subject, was substituted for House Bill No. 989.

Mr. Murphy moved that Senate Bill No. 792 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	3

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill,

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Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--92.

Representatives voting no were: Miller, Turner, L. (Shelby) and Winningham--3.

A motion to reconsider was tabled.

House Bill No. 411--To amend Workers' compensation law.

On motion, House Bill No. 411 was made to conform with Senate Bill No. 832.

On motion, Senate Bill No. 832, on same subject, was substituted for House Bill No. 411.

Mr. Burnett moved that Senate Bill No. 832 be passed on third and final consideration.

Mr. Clark (Davidson) moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 832 by adding the following language as a new section to be appropriately numbered:

SECTION ____ . Tennessee Code Annotated, Section 50-6-204 (d), is amended by adding the following language as item (7):

Nothing in this chapter shall be construed to require a worker who in good faith relies on or is treated by prayer through spiritual means by a duly accredited practitioner of a well-recognized church to undergo any medical or surgical treatment nor shall such workman or his dependents be deprived of any compensation payments to which he would have been entitled if medical or surgical treatment were employed; an employer or insurance carrier may pay for treatment by prayer through spiritual means.

On motion, the amendment failed to be adopted.

Mr. Naifeh moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 832 by adding to the amendatory language of

Section 3 after the first sentence the following:

"No permanent benefit shall be awarded to a claimant unless an anatomical impairment has been established in accordance with the American Medical Association (AMA) Guide."

Mr. Jared moved that Amendment No. 2 be tabled, which motion prevailed by the following vote:

Ayes	45
Noes	44
Present and not voting	1

Representatives voting aye were: Bell, Brewer, Buck, Burnett, Collier, Cross, Davidson, Davis (Gibson), DePriest, Dixon, Ellis, Frensley, Gafford, Garrett, Gill, Henry, Hillis, Hobbs, Hurley, Ivy, Jared, Kernell, Love, McCroskey, Moody, Moore (Shelby), Murphy, Murray, Phillips, Pruitt, Rhinehart, Ridgeway, Tankersley, Tanner, Turner, B. (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), West, Wheeler, Whitson, Williams, Winningham, Wix, Work and Mr. Speaker McWherter--45.

Representatives voting no were: Bewley, Bivens, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Curlee, Davis (Cocke), Dills, Drew, Duer, Gaia, Harrill, Hassell, Huskey, Kent, Kisber, Lawson, May, McAfee, McNally, Miller, Montgomery, Moore (Sullivan), Naifeh, Nance, Peroulas, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Treadway, Ussery, Webb, Wolfe, Wood and Yelton--44.

Representative present and not voting was: Napier--1.

Ms. Duer moved to amend as follows:

AMENDMENT NO. 3

Amend Senate Bill No. 832 by deleting from the amendatory language of Section 23 the first subsection in its entirety.

Mr. Burnett moved that Amendment No. 3 be tabled, which motion prevailed by the following vote:

Ayes	59
Noes	34
Present and not voting	2

Representatives voting aye were: Bell, Bivens, Brewer, Buck, Burnett, Byrd, Cobb, Collier, Covington, Crain, Cross, Darnell, Davidson, Davis (Cocke), Davis (Gibson), DeBerry, DePriest, Dixon, Drew, Ellis, Gafford, Gaia, Garrett, Gill, Henry, Hillis, Hobbs, Hurley, Ivy, Jared, Jones, Kernell, Love, McNally, Miller, Moody, Moore (Shelby), Murphy, Murray, Napier, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Hamilton), Tanner, Turner, B. (Hamilton), Turner,

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C. (Shelby), Turner, L. (Shelby), Ussery, West, Wheeler, Whitson, Williams, Winningham, Wix, Work, Yelton and Mr. Speaker McWherter--59.

Representatives voting no were: Bewley, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Davis (Knox), Duer, Frensley, Harrill, Hassell, Huskey, Kent, Kisber, Lawson McAfee, McCroskey, Montgomery, Moore (Sullivan), Naifeh, Nance, Peroulas, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Treadway, Webb, Wolfe and Wood--34.

Representatives present and not voting were: Curlee and May--2.

Thereupon, Senate Bill No. 832, passed its third and final consideration by the following vote:

Ayes	79
Noes	18

Representatives voting aye were: Bell, Bewley, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Love, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Napier, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Stallings, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wood, Work, Yelton and Mr. Speaker McWherter--79.

Representatives voting no were: Bivens, Chiles, Crain, Dills, Harrill, Hassell, Lawson, May, McAfee, Naifeh, Nance, Peroulas, Severance, Shirley, Stafford, Swann, Tankersley and Wolfe--18.

A motion to reconsider was tabled.

House Bill No. 872--To make certain provisions, medicine practice.

On motion, House Bill No. 872 was made to conform with Senate Bill No. 842.

On motion, Senate Bill No. 842, on same subject, was substituted for House Bill No. 872.

Mr. Tanner moved that Senate Bill No. 842 be passed on third and final consideration.

Mr. McCroskey moved that Senate Bill No. 842 be tabled, which motion failed by the following vote:

Ayes	35
Noes	56
Present and not voting	4

Representatives voting aye were: Bell, Brewer, Copeland, Crain, Curlee, Darnell, Davis (Cocke), Duer, Garrett, Harrill, Hassell, Jared, Kent, Love, McAfee, McCroskey, McNally, Montgomery, Moody, Nance, Phillips, Pruitt, Rhinehart, Robinson (Washington), Scruggs, Severance, Shirley, Swann, Tankersley, Treadway, Turner, L. (Shelby), West, Williams, Wix and Wood--35.

Representatives voting no were: Bewley, Bivens, Buck, Burnett, Byrd, Chiles, Cobb, Collier, Covington, Cross, Davidson, Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Ellis, Gafford, Gaia, Gill, Henry, Hillis, Hobbs, Hurley, Ivy, Jones, Kernell, King, Kisber, Lawson, May, Miller, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Napier, Peroulas, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Stafford, Stallings, Tanner, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, Wheeler, Whitson, Winningham, Wolfe and Yelton--56.

Representatives present and not voting were: Clark (Davidson), Frensley, Huskey and Work--4.

Mr. Severance moved the previous question, which motion failed by the following vote:

Ayes	61
Noes	27
Present and not voting	4

Representatives voting aye were: Bewley, Bivens, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Collier, Cross, Davidson, Davis (Gibson), DeBerry, DePriest, Dills, Dixon, Duer, Ellis, Gafford, Gill, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, King, Kisber, Lawson, McNally, Miller, Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Stafford, Stallings, Tanner, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Winningham, Wix, Wolfe and Wood--61.

Representatives voting no were: Bell, Covington, Crain, Curlee, Darnell, Davis (Cocke), Davis (Knox), Drew, Garrett, Harrill, Hassell, Henry, Kent, Love, May, McAfee, McCroskey, Montgomery, Moody, Phillips, Scruggs, Tankersley, Treadway, Turner, L. (Shelby), Williams, Work and Yelton--27.

Representatives present and not voting were: Brewer, Clark (Davidson), Frensley and Kernell--4.

Ms. DeBerry moved the previous question, which motion prevailed by the following vote:

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Ayes	78
Noes	12
Present and not voting	3

Representatives voting aye were: Bell, Bewley, Bivens, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Collier, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Ellis, Gafford, Gaia, Garrett, Gill, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, King, Kisber, Lawson, Love, May, McCroskey, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Pruitt, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Stafford, Stallings, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work and Yelton--78.

Representatives voting no were: Clark (Davidson), Covington, Duer, Hassell, Henry, McAfee, Moody, Rhinehart, Scruggs, Swann, Treadway and Turner, L. (Shelby)--12.

Representatives present and not voting were: Brewer, Frensley and Kernell--3.

Thereupon, Senate Bill No. 842 passed its third and final consideration by the following vote:

Ayes	50
Noes	42
Present and not voting	5

Representatives voting aye were: Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Collier, Cross, Davidson, Davis (Gibson), DeBerry, DePriest, Dills, Dixon, Drew, Ellis, Gafford, Gill, Henry, Hillis, Hobbs, Hurley, Ivy, Jones, King, Kisber, Lawson, Miller, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Napier, Peroulas, Pruitt, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Stafford, Stallings, Tanner, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, Wheeler, Whitson, Winningham and Wolfe--50.

Representatives voting no were: Bell, Bewley, Bivens, Brewer, Clark (Davidson), Copeland, Covington, Crain, Curlee, Darnell, Davis (Cocke), Davis (Knox), Duer, Gaia, Garrett, Harrill, Hassell, Huskey, Jared, Kent, Love, May, McAfee, McCroskey, McNally, Montgomery, Moody, Nance, Phillips, Rhinehart, Robinson (Washington), Scruggs, Severance, Shirley, Swann, Tankersley, Treadway, Turner, L. (Shelby), West, Williams, Wood and Yelton--42.

Representatives present and not voting were: Frensley, Kernell, Wix, Work and Mr. Speaker McWherter--5.

A motion to reconsider was tabled.

Mr. Speaker McWherter relinquished the Chair to Mr. Bivens, Speaker pro tem.

House Bill No. 943--To amend Employment Security Law.

On motion, House Bill No. 943 was made to conform with Senate Bill No. 690.

On motion, Senate Bill No. 690, on same subject was substituted for House Bill No. 943.

Mr. Murphy moved that Senate Bill No. 690 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, Kisber, Lawson, Love, May, McAfee, McCroskey, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--91.

A motion to reconsider was tabled.

House Bill No. 1036--To amend Section 67-6-102, Code.

Mr. Clark (Davidson) moved that House Bill No. 1036 be passed on third and final consideration.

Mr. Rhinehart moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1036 by deleting Section 2 in its entirety and by substituting instead the following new sections:

Section 2. Tennessee Code Annotated, Section 67-6-102 (13) (F) (v), is further amended by inserting the following language immediately following the figure "1985;"

provided, further, that notwithstanding any provision of this chapter to the contrary, taxes levied pursuant to this chapter on bathing and grooming of animals shall only

be applied to fifteen percent (15%) of the gross charge for such bathing and grooming;

Section 3. The provisions of Section 1 of this act shall be retroactive to July 1, 1980 and shall be repealed on June 30, 1985, the public welfare requiring it.

Section 4. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, the amendment was adopted.

Thereupon, House Bill No. 1036, as amended, passed its third and final consideration by the following vote:

Ayes	72
Noes	16

Representatives voting aye were: Bell, Bivens, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Collier, Copeland, Covington, Crain, Cross, Curlee, Davidson, Davis (Gibson), DeBerry, DePriest, Dills, Drew, Ellis, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Ivy, Jared, Jones, Kent, Kisber, Lawson, Love, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Ussery, West, Wheeler, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--72.

Representatives voting no were: Bewley, Chiles, Clark (Sumner), Cobb, Darnell, Davis (Cocke), Davis (Knox), Duer, Frensley, Huskey, McAfee, McNally, Swann, Turner, L. (Shelby), Webb and Whitson--16.

A motion to reconsider was tabled.

House Bill No. 156--To continue Chickasaw Basin Authority.

Mr. King moved that House Bill No. 156 be passed on third and final consideration.

Mr. King moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 156 by deleting Section 2 and by substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 4-29-206, is amended by adding the following language as an appropriately numbered new item:

() Chickasaw Basin Authority, created by Section 64-1-201.

On motion, the amendment was adopted.

Thereupon, House Bill No. 156, as amended, passed its third and final consideration by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --95.

A motion to reconsider was tabled.

House Bill No. 158--To continue department of human services.

Mr. King moved that House Bill No. 158 be passed on third and final consideration.

Mr. King moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 158 by deleting Section 2 and by substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 4-29-206, is amended by adding the following language as an appropriately numbered, new item:

() Department of human services, created by Section 4-3-101.

On motion, the amendment was adopted.

Thereupon, House Bill No. 158, as amended, passed its third and final consideration by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

A motion to reconsider was tabled.

House Bill No. 164--To continue state election commission.

On motion, House Bill No. 164 was made to conform with Senate Bill No. 238.

On motion, Senate Bill No. 238, on same subject, was substituted for House Bill No. 164.

Mr. King moved that Senate Bill No. 238 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes	2

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Crain, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--91.

Representatives voting no were: Cross and Gafford--2.

A motion to reconsider was tabled.

House Bill No. 166--To terminate southern growth policies board.

On motion, House Bill No. 166 was made to conform with Senate Bill No. 253.

On motion, Senate Bill No. 253, on same subject, was substituted for House Bill No. 166.

Mr. King moved that Senate Bill No. 253 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensey, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

Mr. Jared moved that the House stand in recess until 1:30 p.m., which motion failed.

House Bill No. 167--To make certain provision, industrial development authority.

On motion, House Bill No. 167 was made to conform with Senate Bill No. 250.

On motion, Senate Bill No. 250, on same subject, was substituted for House Bill No. 167.

Mr. King moved that Senate Bill No. 250 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis

(Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --92.

A motion to reconsider was tabled.

House Bill No. 179--To continue Beech River watershed authority board.

Mr. King moved that House Bill No. 179 be passed on third and final consideration.

Mr. King moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill 179 by deleting Section 2 and by substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 4-29-206, is amended by adding the following language as an appropriately numbered new item:

() Beech River watershed authority, board of directors, created by Section 64-1-101.

On motion, the amendment was adopted.

Thereupon, House Bill No. 179, as amended, passed its third and final consideration by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton),

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Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

House Bill No. 183--To continue state building commission.

On motion, House Bill No. 183 was made to conform with Senate Bill No. 151.

On motion, Senate Bill No. 151, on same subject was substituted for House Bill No. 183.

Mr. King moved that Senate Bill No. 151 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

House Bill No. 185--To continue Upper Duck River development agency board.

Mr. King moved that House Bill No. 185 be passed on third and final consideration.

Mr. King moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 185 by deleting Section 2 and by substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 4-29-206, is amended by adding the following language as an appropriately numbered new item:

() Upper Duck River development agency, board of directors, created by Section 64-1-601 and 64-1-602.

On motion, the amendment was adopted.

Thereupon, House Bill No. 185, as amended, passed its third and final consideration by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

House Bill No. 189--To continue department of finance and administration.

Mr. King moved that House Bill No. 189 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford,

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Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

House Bill No. 148--To continue state board of equalization.

On motion, House Bill No. 148 was made to conform with Senate Bill No. 241.

On motion, Senate Bill No. 241, on same subject was substituted for House Bill No. 148.

Mr. King moved that Senate Bill No. 241 be passed on third and final consideration, which motion prevailed by the following:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

House Bill No. 149--To continue board of directors, Sequatchie Valley planning agency.

Mr. King moved that House Bill No. 149 be passed on third and final consideration.

Mr. King moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 149 by deleting Section 2 and by substituting instead the following:

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SECTION 2. Tennessee Code Annotated, Section 4-29-206, is amended by adding the following language as an appropriately numbered new item:

() Sequatchie Valley planning and development agency, board of directors, created by Sections 64-1-501 and 64-1-502.

On motion, the amendment was adopted.

Thereupon House Bill No. 149, as amended, passed its third and final consideration by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

House Bill No. 150--To continue Goodwyn Institute Commission.

On motion, House Bill No. 150 was made to conform with Senate Bill No. 243.

On motion, Senate Bill No. 243, on same subject, was substituted for House Bill No. 150.

Mr. King moved that Senate Bill No. 243 be passed on third and final consideration.

Mr. King moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 243 by inserting the following language as a new section immediately preceding the effective date section and by appropriately renumbering subsequent sections:

SECTION ____ . Tennessee Code Annotated, Section 49-50-702, is amended by inserting the following language as a new subsection:

() Notwithstanding any provision of this section to the contrary, after the effective date of this act, the commissioners of Goodwyn Institute may sell, at not less than fair market value, any or all of the real property previously acquired on behalf of the Institute pursuant to this section; provided, however, the net proceeds realized from such sale shall be conveyed to the state treasurer and shall be invested by him in the same manner as funds of the state consolidated retirement system are invested. The income so produced from the investment of the net proceeds realized from any such sale shall be annually conveyed to the commissioners of the Goodwyn Institute and shall be expended exclusively for the purposes of the trust as set forth in subsections (f) and (h).

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 243, as amended, passed its third and final consideration by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

A motion to reconsider was tabled.

Mr. King moved that House Bill No. 153 be placed on the Calendar for Monday, May 13, 1985, which motion prevailed.

Mr. King moved that House Bill No. 625 be placed on the Calendar for Monday, May 13, 1985, which motion prevailed.

Mr. Speaker McWherter resumed the Chair.

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Senate Bill No. 604--To enact Racing Control Act of 1985.

Mr. King moved that Senate Bill No. 604 be passed on third and final consideration.

Ms. DeBerry moved that the House adjourn until Monday, May 13, 1985, which motion failed by the following vote:

Ayes	24
Noes	64
Present and not voting	1

Representatives voting aye were: Bell, Brewer, Burnett, Crain, Cross, DeBerry, Dixon, Ellis, Gafford, Harrill, Henry, Jones, Kernell, Kisber, Love, McAfee, Moody, Murphy, Robinson (Hamilton), Scruggs, Tanner, Turner, L. (Shelby), Whitson and Winningham--24.

Representatives voting aye were: Bewley, Bivens, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), Dills, Drew, Gaia, Garrett, Gill, Hassell, Hobbs, Hurley, Huskey, Ivy, Jared, Kent, Lawson, May, McCroskey, McNally, Miller, Moore (Shelby), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Washington), Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Treadway, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--64.

Representative present and not voting was: Moore (Sullivan)--1.

Mr. Rhinehart moved that Senate Bill No. 604 be tabled, which motion prevailed by the following vote:

Ayes	44
Noes	49
Present and not voting	2

Representatives voting aye were: Bell, Bivens, Buck, Byrd, Clark (Sumner), Cobb, Copeland, Crain, Cross, Curlee, Darnell, Davidson, Davis (Gibson), Dills, Garrett, Gill, Harrill, Hassell, Hillis, Hurley, Huskey, Jared, Kent, Lawson, McAfee, McCroskey, McNally, Moody, Nance, Napier, Rhinehart, Ridgeway, Robinson (Hamilton), Shirley, Stallings, Swann, Tankersley, Treadway, Turner, C. (Shelby), Ussery, Whitson, Wix, Wolfe and Wood--44.

Representatives voting no were: Bewley, Brewer, Burnett, Chiles, Clark (Davidson), Collier, Covington, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Ellis, Frensley, Gafford, Gaia, Henry, Hobbs, Ivy, Jones, Kernell, King, Kisber, Love, May, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Peroulas, Pruitt, Robinson (Davidson), Robinson (Washington), Scruggs,

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Severance, Stafford, Tanner, Turner, B. (Hamilton), Turner, L. (Shelby), Webb, West, Wheeler, Williams, Winningham and Yelton--49.

Representatives present and not voting were: Duer and Work--2.

Mr. Davis (Knox) moved to amend as follows:

AMENDMENT NO. 6

Amend Senate Bill No. 604 by deleting the severability clause section which is Section 33 of the original bill and by renumbering the subsequent sections accordingly.

On motion, the amendment was adopted.

Mr. Rhinehart moved to amend as follows:

AMENDMENT NO. 7

Amend Senate Bill No. 604 by adding to the item added by Amendment # 1 the following sentence:

Provided, further "county" shall not include any county having a population of

Not less than

nor more than

8,600

8,650

9,475

9,550

24,400

24,500

according to the 1980 federal census or any subsequent federal census.

On motion, the amendment was adopted.

Mr. Clark (Sumner) moved to amend as follows:

AMENDMENT NO. 8

Amend Senate Bill No. 604 by adding to the item added by Amendment #1 the following sentence:

Provided, further "county" shall not include any county having a population of not less than 85,725 nor more than 85,825 according to the 1980 federal census or any subsequent federal census.

On motion, the amendment was adopted.

Mr. Davis (Knox) moved to amend as follows:

AMENDMENT NO. 9

Amend Senate Bill No. 604 by deleting from Section 31 (a) the words, symbols and figures "After July 1, 1985," and by substituting instead the following:

"After February 20, 1987,".

AND FURTHER AMEND by deleting the language of Section 34 and by substituting instead the following:

SECTION 34. For purposes of conducting the advisory referendum at a statewide election to be held on the first Tuesday in May, 1986, this act shall take effect on becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect on February 20, 1987.

AND FURTHER AMEND by inserting the following language as a new Section immediately preceding the severability section and by appropriately renumbering subsequent sections:

SECTION _____. At a statewide election to be held on the first Tuesday in May, 1986, voters shall be given the opportunity of expressing their opinions in a statewide advisory referendum on the question of pari-mutuel wagering in Tennessee. The expenses of the advisory referendum will be paid by the state in accordance with the provisions of the general appropriations act for fiscal year 1985-1986.

The ballots used in the election shall have printed on them the following question:

QUESTION: Do you favor the pari-mutuel wagering in Tennessee?

FOR PARI-MUTUEL WAGERING

AGAINST PARI-MUTUEL WAGERING

The ballots shall be counted and returns made and canvassed as provided by law for other elections and the results certified to the Secretary of State who shall publicly proclaim the results.

The commissioners of elections of each county shall be responsible for having the ballots properly prepared to include the question stated herein. The Secretary of State shall appropriately and timely notify each election commission of its responsibility to place the question on the ballot.

Mr. Rhinehart moved that Amendment No. 9. be tabled, which motion failed by the following vote:

Ayes	38
Noes	52
Present and not voting	2

Representatives voting aye were: Bell, Brewer, Buck, Byrd, Cobb, Crain, Curlee, Darnell, Davidson, Dills, Garrett, Gill, Hassell, Hillis, Huskey, Kent, Lawson, McCroskey, Murphy, Murray, Nance, Napier, Phillips, Rhinehart, Ridgeway, Shirley, Stallings, Tankersley, Treadway, Turner, C. (Shelby), Webb, West, Wheeler, Williams, Wix, Wood, Work and Mr. Speaker McWherter--38.

Representatives voting no were: Bivens, Burnett, Chiles, Clark (Davidson), Collier, Copeland, Covington, Cross, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Harrill, Henry, Hurley, Ivy, Jared, Jones, Kernell, King, Kisber, Love, May, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Naifeh, Peroulas, Pruitt, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Stafford, Swann, Tanner, Turner, B. (Hamilton), Ussery, Whitson, Winningham, Wolfe and Yelton--52.

Representatives present and not voting were: Hobbs and Robinson (Hamilton)--2.

Mr. Clark (Sumner) moved that Senate Bill No. 604 be re-referred to the Committee on Calendar and Rules.

Mr. King moved that the motion be tabled, which motion prevailed by the following vote:

Ayes	48
Noes	47
Present and not voting	1

Representatives voting aye were: Bivens, Brewer, Burnett, Chiles, Collier, Cross, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Hobbs, Jones, King, Kernell, Kisber, Love, May, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Peroulas, Pruitt, Robinson (Davidson), Scruggs, Severance, Stafford, Tanner, Turner, B. (Hamilton), Turner, L. (Shelby), West, Wheeler, Whitson, Williams, Winningahm and Yelton--48.

Representatives voting no were: Bell, Bewley, Buck, Byrd, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Curlee, Davidson, Dills, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hurley, Huskey, Ivy, Jared, Kent, Lawson, McAfee, McCroskey, McNally, Moody, Nance, Napier, Phillips, Rhinehart, Ridgeway, Robinson (Washington), Shirley, Stallings, Swann, Tankersley, Treadway, Turner, C. (Shelby), Ussery, Webb, Wix, Wolfe, Wood, Work and Mr. Speaker McWherter--47.

Representatives present and not voting were: Robinson (Hamilton)--1.

Mr. Rhinehart moved that Senate Bill No. 604, as amended, be tabled, which motion prevailed by the following vote:

Ayes	42
Noes	50
Present and not voting	2

Representatives voting aye were: Bell, Bewley, Buck, Byrd, Clark (Sumner), Cobb, Crain, Curlee, Darnell, Davidson, Davis (Gibson), Dills, Garrett, Gill, Harrill, Hassell, Hillis, Hobbs, Hurley, Huskey, Jared, Kent, Lawson, McAfee McCroskey McNally, Moody, Nance, Napier, Phillips, Rhinehart, Ridgeway, Shirley, Stallings, Swann, Tankersley, Treadway, Turner, C. (Shelby), Ussery, Wix, Wolfe and Wood--42.

Representatives voting no were: Bivens, Brewer, Chiles, Clark (Davidson), Collier, Copeland, Covington, Cross, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Henry, Ivy, Jones, King Kernell, Kisber, Love, May, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Peroulas, Pruitt, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Stafford, Tanner, Turner, B. (Hamilton), Turner, L. (Shelby), Webb, West, Wheeler, Whitson, Williams and Yelton--50.

Representatives present and not voting were: Robinson (Hamilton) and Work--2.

Mr. Frensley moved that Senate Bill No. 604 be re-referred to the Committee on State and Local Government, which motion prevailed.

House Bill No. 628--To regulate municipal ordinances.

Ms. Williams moved that House Bill No. 628 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	80
Noes	11
Present and not voting	1

Representatives voting aye were: Bell, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Crain, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Ellis, Frensley, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Jared, Kent, Kernell, King, Lawson, Love, May, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Nance, Peroulas, Phillips, Pruitt, Rhinehart, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Ussery, West, Wheeler,

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Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--80.

Representatives voting no were: Bewley, Cross, Ivy, Jones, Kisber, Ridgeway, Robinson (Hamilton), Stafford, Turner, L. (Shelby), Webb and Whitson--11.

Representative present and not voting was: Napier--1.

A motion to reconsider was tabled.

Ms. Williams moved that House Bill No. 724 be placed on the Calendar for Monday, May 13, 1985, which motion prevailed.

House Bill No. 982--To allow credit for service, retirement system.

On motion, House Bill No. 982 was made to conform with Senate Bill No. 959.

On motion, Senate Bill No. 959, on same subject, was substituted for House Bill No. 982.

Mr. Wix moved that Senate Bill No. 959 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Duer, Ellis, Frensley, Gafford, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, Kisber, Lawson, Love, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--93.

A motion to reconsider was tabled.

House Bill No. 1099--To prohibit concurrent service, elected officials, Dyer County.

Mr. Dills moved that House Bill No. 1099 be passed on third and final consideration.

Mr. Dills moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1099 by deleting the second sentence of Section 3 in its entirety and by substituting instead the following:

For all other purposes, this act shall take effect only upon being approved as provided in Section 2. Provided, however, the provisions of this act shall not affect any person who presently holds more than one (1) elected position until the expiration of one (1) of his current terms. Provided, further, the provisions of this act shall not affect any person who presently holds one (1) elected position and who will be a candidate for an elected position to be determined in the August, 1986, general election until the expiration of his current term.

On motion, the amendment was adopted.

Thereupon, House Bill No. 1099, as amended, passed its third and final consideration by the following vote:

Ayes	92
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Duer, Ellis, Frensley, Gafford, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, Kisber, Lawson, Love, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --92.

A motion to reconsider was tabled.

CONSENT CALENDAR

House Bill No. 834--To change representatives districts 76 and 77.

On motion, House Bill No. 834 was made to conform with Senate Bill No. 955.

On motion, Senate Bill No. 955, on same subject, was substituted for House Bill No. 834.

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House Bill No. 1100--To make certain provisions, county attorney, Lawrence County.

On motion, House Bill No. 1100 was made to conform with Senate Bill No. 1019.

On motion, Senate Bill No. 1019, on same subject, was substituted for House Bill No. 1100.

House Bill No. 1103--To amend Charter, Monterey.

House Bill No. 1104--To amend Charter, Jackson.

On motion, House Bill No. 1104 was made to conform with Senate Bill No. 1089.

On motion, Senate Bill No. 1089, on same subject, was substituted for House Bill No. 1104.

House Resolution No. 31--Relative to memorializing Lt. Keith D. Heithcock.

House Resolution No. 32--Relative to honoring Dr. W. G. "Bill" Rhea, Sr.

House Resolution No. 33--Relative to honoring Nan Robbins.

House Joint Resolution No. 315--Relative to congratulating Kenton Jr. High School Girls' Basketball team.

House Joint Resolution No. 316--Relative to expressing sorrow, death of Dr. Walter E. "Gene" Helms, Sr.

House Joint Resolution No. 317--Relative to memory former Representative Parnell Taylor.

Senate Joint Resolution No. 141--Relative to appreciation Catherine Hayes Crawford.

Senate Joint Resolution No. 143--Relative to Huntingdon Garden Club, Twenty fifth anniversary.

Mr. Gill moved that all House and Senate Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb,

Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Drew, Duer, Ellis, Frensley, Gafford, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --93.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 515--To regulate use of telephone advertising.

SENATE AMENDMENT NO. 1

Amend House Bill No. 515 by adding the following to the end of the amendatory language of Section 2:

The power to punish for contempt conferred by this section may not be used to punish persons who fail to appear for traffic violations or parking violations.

SENATE AMENDMENT NO. 2

Amend House Bill No. 515 by inserting between the word and comma "ordinance," and the words "fails to" in the amendatory language of Section 2 the word "willfully".

SENATE AMENDMENT NO. 3

Amend House Bill No. 515 by deleting from the amendatory language of Section 2 the words and figures "fine of fifty dollars (\$50.00)" and by substituting instead the following:

fine of ten dollars (\$10.00)

Mr. Cobb moved that the House concur in Senate Amendments Nos. 1, 2 and 3, which motion prevailed by the following vote:

Ayes	92
Noes	2

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills,

Drew, Duer, Ellis, Frensley, Gafford, Garrett, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--92.

Representatives voting no were: Jones and Turner, L. (Shelby)
--2.

Mr. Henry moved that the rules be suspended for the purpose of considering House Bill No. 1047 out of order, which motion prevailed.

On motion, the rules were suspended for the immediate consideration of the bill.

House Bill No. 1047--To amend Charter, Harriman.

Mr. Henry moved that House Bill No. 1047 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

REPORT OF THE CONFERENCE COMMITTEE ON

SENATE BILL NO. 188

The House and Senate Conference Committees appointed pursuant to motions to resolve the differences between the two houses on Senate Bill 188/House Bill 479 have met and recommend that Senate amendments

1 and 2 be deleted and House amendments 1, 2 and 3 be deleted and that the bill be further amended by deleting the language of Section 1 in its entirety and by substituting instead the following language:

SECTION 1. Tennessee Code Annotated, Section 49-6-405, is amended by adding the following appropriately lettered subsections at the end of the section:

() If a high school pupil of senior class status is within two (2) or fewer credits of completion of a course of study which qualifies the pupil for high school graduation at the time of the high school graduation ceremony, the high school may compile a list of such pupils who may be recognized at the graduation ceremony in accordance with policy established by the local school board.

() If there are foreign exchange students in a high school, the local school board shall provide for the recognition of such students during the high school graduation ceremony.

Respectfully submitted this the 8th day of May, 1985.

FOR THE SENATE

FOR THE HOUSE

Senator Carl R. Moore

Representative Dana Moore

Senator Robert O. Burleson

Representative U.A. Moore

Senator William S. Owen

Representative Steve Cobb

Ms. Moore (Sullivan) moved that the Report of the Conference Committee on Senate Bill No. 188 be adopted and made the action of the House, which motion prevailed by the following vote:

Ayes	92
Noes	0
Present and not voting	4

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murray, Naifeh, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--92.

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Representatives present and not voting were: Murphy, Nance, Robinson (Hamilton) and Shirley--4.

A motion to reconsider was tabled.

SECOND ROLL CALL

A roll call was taken with the following results:

Present 97

Representatives present were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensey, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

Mr. Henry moved that Senate Joint Resolutions Nos. 65, 66 and 67 be recalled from the Committee on Transportation, which motion prevailed.

Mr. Henry moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 65 out of order, which motion prevailed.

Senate Joint Resolution No. 65--Relative to designating "Arvil W. Anderson Memorial Bridge".

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Henry, the resolution was concurred in.

A motion to reconsider was tabled.

Mr. Henry moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 66 out of order, which motion prevailed.

Senate Joint Resolution No. 66--Relative to designating "Harvey H. and Gerald G. Hannah Memorial Bridge".

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Henry, the resolution was concurred in.

A motion to reconsider was tabled.

Mr. Henry moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 67 out of order, which motion prevailed.

Senate Joint Resolution No. 67--Relative to designating "Lawrence U. Brown, Sr. Memorial Bridge".

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Henry, the resolution was concurred in.

A motion to reconsider was tabled.

Ms. DeBerry moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 332 out of order, which motion prevailed.

House Joint Resolution No. 332--Relative to honoring Reverend Franklin D. DeBerry--By DeBerry.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Ms. DeBerry, the resolution was adopted.

A motion to reconsider was tabled.

Ms. DeBerry moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 333 out of order, which motion prevailed.

House Joint Resolution No. 333--Relative to endorsing National Conference of American Youth Movement--By DeBerry.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Ms. DeBerry, the resolution was adopted.

A motion to reconsider was tabled.

Mr. Naifeh moved that the rules be suspended for the purpose of introducing House Resolution No. 37 out of order, which motion prevailed.

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House Resolution No. 37--Relative to honoring Robert J. Dorsey
--By Bivens and Robinson (Davidson).

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Naifeh, the resolution was adopted.

A motion to reconsider was tabled.

INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 318--Relative to honoring Roberta McCarver--By Phillips.

Under the rules, House Joint Resolution No. 318 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 321--Relative to welcoming Jim Yost
--By West.

Under the rules, House Joint Resolution No. 321 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 323--Relative to appointing a joint subcommittee to study state supreme court appeal--By Love.

The Speaker referred House Joint Resolution No. 323 to the Committee on Judiciary.

House Resolution No. 34--Relative to honoring memory of Clyde Russel Sullivan--By Frensley.

Under the rules, House Resolution No. 34 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 326--Relative to commending Robert Knight--By Hillis, McAfee, Duer, Wolfe, Wix, Napier, Davidson, Moody and Hobbs.

Under the rules, House Joint Resolution No. 326 as referred to the Committee on Calendar and Rules.

House Joint Resolution No. 327--Relative to commending Tennessee Forestry employees, fire fighting--By Hillis, McAfee, Duer, Wolfe, Wix, Napier, Moody and Hobbs.

Under the rules, House Joint Resolution No. 327 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 328--Relative to commending Tennessee Forestry employees community assistance--By Hillis Napier, Moody, McAfee, Hobbs, Duer, Wix and Wolfe.

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Under the rules, House Joint Resolution No. 328 was referred to the Committee on Calendar and Rules.

RESOLUTIONS LYING OVER

Senate Joint Resolution No. 142--Relative to naming "Franklin H. "Chick" Brown Bridge."

The Speaker referred Senate Joint Resolution No. 142 to the Committee on Transportation.

Senate Joint Resolution No. 149--Relative to creating task force, tobacco.

The Speaker referred Senate Joint Resolution No. 149 to the Committee on Agriculture.

INTRODUCTION OF BILLS

House Bill No. 1113--To amend budget law, Decatur County--By Ivy.

Passed first consideration.

House Bill No. 1114--To amend highway law, Decatur County--By Ivy.

Passed first consideration.

House Bill No. 1115--To regulate moving of structures, Williamson County--By Frensey and Hobbs.

Passed first consideration.

House Bill No. 1116--To authorize certain payment in lieu of taxes, Greeneville--By Bewley.

Passed first consideration.

House Bill No. 1117--To authorize sale of pyrotechnics, Sullivan County--By Moore (Sullivan), Yelton and Montgomery.

Passed first consideration.

House Bill No. 1118--To repeal Chapter 16, Private Acts, 1953--By Yelton, Montgomery and Moore (Sullivan).

Passed first consideration.

House Bill No. 1119--To make possession of pyrotechnics lawful, Sullivan County--By Yelton, Moore (Sullivan) and Montgomery.

Passed first consideration.

SENATE BILLS ON FIRST CONSIDERATION

Senate Bill No. 533--To protect certain throughfares.

Passed first consideration.

Senate Bill No. 881--To create Local Courts Commission.

Passed first consideration.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 1105--To regulate Henry County ambulance service.

Passed second consideration and held without reference.

House Bill No. 1106--To provide for ambulance service, Henry County.

Passed second consideration and held without reference.

House Bill No. 1107--To make certain provisions, Henry County hospital.

Passed second consideration and held without reference.

House Bill No. 1108--To regulate Henry County nursing home.

Passed second consideration and held without reference.

House Bill No. 1109--To amend Charter, Carthage.

Passed second consideration and held without reference.

House Bill No. 1110--To levy mineral severance tax, Williamson County.

Passed second consideration and held without reference.

House Bill No. 1111--To amend Charter, Tiptonville.

Passed second consideration and held without reference.

House Bill No. 1112--To provide for election, Davidson County Democratic Executive Committee.

Passed second consideration and held without reference.

REPORTS OF STANDING COMMITTEES

AGRICULTURE

MR. SPEAKER: Your Committee on Agriculture begs leave to report

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that we have carefully considered and recommend for passage: House Bill No. 44 (with amendment).

STALLINGS, Chairman.

Under the rules, House Bill No. 44 was transmitted to the Committee on Calendar and Rules.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Monday, May 13, 1985: House Bills Nos. 374, 944, 530, 1033, 608, 190, 301, House Joint Resolution No. 244, House Bills Nos. 270, 936 and 990.

GILL, Chairman.

NOTICE PURSUANT TO RULE NO. 58

Pursuant to Rule No. 58, the sponsor gave notice of his intentions to consider the following measure from the Senate on Monday, May 13, 1985:

Senate Bill No. 54--Chiles

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 1089 and 1097; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill No. 1098; House Joint Resolution No. 319; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bill No. 1098; and House Joint Resolution No. 319.

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MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 76, 206, 275, 286, 307, 336, 532, 699, 711, 849, 879, 972, 1031, 1074, 1081, 1082, 1083, 1084, 1086, 1092 and 1093; and House Joint Resolutions Nos. 152, 157, 158, 236, 253, 263, 266, 267, 268, 269, 271, 273, 276, 277, 278, 282, 283 and 284; with his approval.

WILLIAM H. INMAN,
Counsel to the Governor.

LOCAL BILLS REFERRED TO CALENDAR AND RULES

In accordance with Rule No. 47, the following local bills, having received authorization for passage by the local legislative delegation, were transmitted to the Committee on Calendar and Rules: House Bills Nos. 1095, 1109 and 1110.

REPORT OF COMMITTEE ON CALENDAR AND RULES

CONSENT CALENDAR

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills on the Consent Calendar for Monday, May 13, 1985: Senate Joint Resolution No. 130, House Resolution No. 34, House Joint Resolutions Nos. 318, 321, 326, 327, 328 and House Bills Nos. 1095, 1109 and 1110.

GILL, Chairman.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 149, 156, 158, 179, 185, 189, 628, 1036, 1047, 1099 and 1103; and House Joint Resolutions Nos. 315, 316, 317, 332 and 333; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

On motion of Mr. Naifeh the House adjourned until 5:00 p.m., Monday, May 13, 1985.